

**CITY COMMISSION REGULAR MEETING AGENDA
MAY 1, 2001 - 6:00 P.M.**

Roll Call

Invocation: Dr. John Myers, First United Methodist Church

Pledge of Allegiance

Approval of Minutes and Agenda: April 17, 2001

PRESENTATIONS

1. The Mayor and City Commissioners will demonstrate the proper way to test a ***smoke detector***.
2. The Mayor and City Commissioners will present a Proclamation for ***“Drinking Water Week”*** to be observed May 6-12, 2001, and will recognize the elementary school winners of the ***2001 Drop Savers Poster Contest***.
3. The Mayor and City Commissioners will recognize the ***Outstanding City Employees***.

CONSENT AGENDA

Those matters included under the Consent Agenda are self-explanatory and are not expected to require review or discussion. Items will be enacted by one motion; if discussion on an item is desired by any City Commissioner or member of the public, however, that item may be removed from the Consent Agenda and considered separately.

Event Agreement – Worrell 1000 Sunday and Sailboat Race

(M-1)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with **Worrell 1000, Inc.** to indemnify, protect, and hold harmless the City from any liability in connection with the **Worrell 1000 Sunday Sailboat Race** to be held **Sunday, May 6, 2001 from 5:00 p.m. to 7:00 pm. and Monday, May 7, 2001 from 7:00 a.m. to 10:00 a.m.** on South Beach.

Recommend: Motion to approve.

Exhibit: Memo No. 01-635 from City Manager.

CONSENT AGENDA

Event Agreement – Hospice Regatta 2001 Clambake

(M-2)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with **Hospice Care of Southeast Florida, Inc.** to indemnify, protect, and hold harmless the City from any liability in connection with the **Hospice Regatta 2001 Clambake** to be held **Saturday, May 19, 2001 from 6:00 p.m. to 11:00 p.m.** at the Esplanade; and further authorizing the closing of S.W. 4 Avenue from just south of the parking lot behind the old post office on S.W. 2 Street to the cul-de-sac at Riverwalk from 12:00 noon to 12:00 midnight on May 19, 2001.

Recommend: Motion to approve.

Exhibit: Memo No. 01-636 from City Manager.

Cost of Living Adjustment (COLA) – General Employees Retirement System

(M-3)

A motion authorizing a 3.5 percent COLA for eligible retirees of the General Employees Retirement System effective July 1, 2001.

Recommend: Motion to approve.

Exhibit: Memo No. 01-571 from City Manager.

Disbursement of Funds – Joint Investigation O. R. 00-6022 - \$21,265 U. S. Currency

(M-4)

A motion authorizing the equitable disbursement of \$21,265, with each of the 15 participating agencies to receive \$1,417.72.

Recommend: Motion to approve.

Exhibit: Memo No. 01-4-5 from City Attorney.

Change Order No. 1 – Man-Con, Inc. – Project 10335 - Annual Contract (FY 2001/2002) Sanitary and Storm Sewer Repairs

(M-5)

A motion authorizing the proper City officials to execute Change Order No. 1 with Man-Con, Inc. in the amount of \$22,701.48 for additional work under the annual contract for sanitary and storm sewer repairs.

Funds: See Change Order

Recommend: Motion to approve.

Exhibit: Memo No. 01-491 from City Manager.

CONSENT AGENDA

**Task Order – Keith and Schnars, P.A.
(Professional General/Civil Engineering Consultant Services) –
Project 10057 – S.W. 11 Avenue Swing Bridge Rehabilitation Study**

(M-6)

A motion authorizing the proper City officials to execute a task order with Keith and Schnars, P.A. in the amount of \$44,090 for the preparation of a condition assessment report on the S.W. 11 Avenue Swing Bridge.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 01-589 from City Manager.

**Task Order – Keith and Schnars, P.A.
(Professional General/Civil Engineering Consultant Services) -
Project 10366 – River Oaks/Osceola Canal Area Drainage Analysis**

(M-7)

A motion authorizing the proper City officials to execute a task order with Keith and Schnars, P.A. in the amount of \$106,540 for the preparation of a drainage study in the River Oaks/Osceola Canal area.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 01-590 from City Manager.

**16-Foot Road Easement (Parcel E) and
15-Foot Drainage Easement (Parcel B) – Broward County -
City-Owned Property Leased to Southern Facilities near Executive Airport**

(M-8)

A motion approving a 16-foot road easement (Parcel E) and a 15-foot drainage easement (Parcel B) to Broward County to facilitate the development of City-owned property leased to Southern Facilities near Executive Airport.

Recommend: Motion to approve.

Exhibit: Memo No. 01-588 from City Manager.

**Easement – Florida Power and Light (FPL) Company -
Galt Ocean Mile – Construction of Beach Community Center**

(M-9)

A motion approving an easement to FPL at Galt Ocean Mile (34-16, Block 6, Lots 8-9) for the facilitation of the Beach Community Center located on N.E. 33 Avenue.

Recommend: Motion to approve.

Exhibit: Memo No. 01-587 from City Manager.

CONSENT AGENDA

**Lease Purchase Financing – SunTrust Leasing Corporation -
Financing of Vehicles for the Personally Assigned Vehicle (PAVE) Program**

(M-10)

A motion approving the utilization of the SunTrust Leasing Corporation's Master Lease Finance program in the amount of \$892,651 at an annual rate not to exceed 4.65 percent; further appropriating \$319,000 from the Police Technology account to the Fleet Fund as partial payment for the equipment used to outfit the vehicles for Police usage; and further transferring \$85,500 from the Police Department budget to the Debt Service Fund for the principal and interest payment due September 1, 2001. (Also see Item R-7 on this Agenda)

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 01-625 from City Manager.

PURCHASING AGENDA

Florida Sheriff's – One half ton pick up truck, 4x2**(Pur-1)**

An agreement to purchase a one half ton 4x2 pick up truck by the Administrative Services, Fleet Services Division.

Low Responsible Bidders:	Duval Ford Jacksonville, FL
Amount:	\$ 16,876.00 (estimated)
Bids Solicited/Rec'd:	N/A
Exhibits:	Memorandum No. 01-612 from City Manager

The Purchasing Division recommends award from the Florida Sheriff's Association Contract with the transfer of funds from Sanitation (PBS090401-6416) to Fleet Fund (ADM030501-6416).

Proprietary Purchase – Software/hardware support FAMIS/BPREP**(Pur-2)**

An annual agreement to purchase IBM software/hardware support for FAMIS/BPREP by the Administrative Services, Information Technology Division.

Low Responsible Bidders:	Mainline Information Systems, Inc. Tallahassee, FL
Amount:	\$ 18,712.60
Bids Solicited/Rec'd:	N/A
Exhibits:	Memorandum No. 01-579 from City Manager

The Purchasing Division reviewed this item and supports the recommendation to approve the proprietary purchase.

Florida State Contract – High-speed printers with annual maintenance**(Pur-3)**

An agreement to purchase two high speed printers with annual maintenance by the Administrative Services, Information Technology Division.

Low Responsible Bidders:	XEROX Miami Lakes, FL
Amount:	\$ 131,169.20
Bids Solicited/Rec'd:	N/A
Exhibits:	Memorandum No. 01-586 from City Manager

The Purchasing Division recommends award from the Florida State Contract.

PURCHASING AGENDA

Escambia County – Workers’ compensation services contract**(Pur-4)**

Three year contract for workers’ compensation services is being presented for approval by the Finance, Risk Management Division.

Low Responsible Bidders: Protegrity Services
 Louisville, KY
 Amount: \$ 700,000.00 (estimated annual)
 Bids Solicited/Rec’d: N/A
 Exhibits: Memorandum No. 01-613 from City Manager

The Purchasing Division recommends award from the Escambia County Contract.

Bid 512-8440 – Records storage and retrieval services**(Pur-5)**

Five year contract for records storage and retrieval services is being presented for approval by the Administrative Services, Central Services Division.

Low Responsible Bidders: Sterling Records Management (WBE)
 Boynton Beach, FL
 Amount: \$ 35,825.00 (estimated annual)
 Bids Solicited/Rec’d: 40/6 with 4 no bids
 Exhibits: Memorandum No. 01-638 from City Manager

The Purchasing Division recommends award to the lowest responsive and responsible bidder.

Co-Op Contract – Irrigation supplies contract extension**(Pur-6)**

One year contract extension for irrigation supplies is being presented for approval by the Parks and Recreation Department.

Low Responsible Bidders: Hughes Supply, Inc.
 West Palm Beach, FL
 Boynton Pump
 Davie, FL
 Professional Pump Corp.
 Boca Raton, FL
 Melrose Supply
 Fort Lauderdale, FL
 Amount: \$ 150,000.00 (estimated)
 Bids Solicited/Rec’d: N/A
 Exhibits: Memorandum No. 01-626 from City Manager

The Purchasing Division recommends approval for the contract extensions.

PURCHASING AGENDA

Bid 612-8458 – Contract for cast iron valve boxes & component parts**(Pur-7)**

One year contract for cast iron valve boxes and component parts is being presented for approval by the Public Services Department.

Low Responsible Bidder:	U.S. Filter Distribution Oakland Park, FL
Amount:	\$ 61,339.50 (estimated)
Bids Solicited/Rec'd:	23/5
Exhibits:	Memorandum No. 01-559 from City Manager

The Purchasing Division recommends award to the lowest responsive and responsible bidder.

Bid 612-8436 – Replacement of private water services**(Pur-8)**

An agreement to purchase services for the replacement of private water services is being presented for approval by the Public Services Department.

Low Responsible Bidder:	Doc's Plumbing Fort Lauderdale, FL
Amount:	\$ 62,820.00
Bids Solicited/Rec'd:	13/2 with 1 no bid
Exhibits:	Memorandum No. 01-569 from City Manager

The Purchasing Division recommends award to the lowest responsive and responsible bidder.

Bid 692-8099 – Change order for water distribution & repair products**(Pur-9)**

A change order to increase encumbrance for water distribution and repair products is being presented for approval by the Public Services Department.

Low Responsible Bidder:	A&B Pipe and Supply, Inc. (MBE) Miami, FL
Amount:	\$ 52,000.00
Bids Solicited/Rec'd:	N/A
Exhibits:	Memorandum No. 01-573 from City Manager

The Purchasing Division recommends approval for this change order.

PURCHASING AGENDA

Co-Op Contract – Cancellation and re-award for road rock

(Pur-10)

Cancellation of contract for road rock with L.W. Rozzo, Inc. and re-award to Tenex Enterprises, Inc. is being presented for approval by the Public Services Department.

Low Responsible Bidders:	Tenex Enterprises, Inc. Coral Springs, FL
Amount:	\$ per unit pricing
Bids Solicited/Rec'd:	159/10
Exhibits:	Memorandum No. 01-585 from City Manager

The Purchasing Division has reviewed this item and supports the recommendation to cancel and re-award the Broward County Co-Op bid.

Bid 712-8397 – Emergency debris management services

(Pur-11)

Pre approval is being requested for a one year contract for emergency debris management services by the Public Services Department.

Low Responsible Bidders:	Crowder/Gulf Joint Venture Theodore, AL
Amount:	\$ per unit pricing (as needed)
Bids Solicited/Rec'd:	108/5 with 3 no bids
Exhibits:	Memorandum No. 01-487 from City Manager

The Purchasing Division recommends award to the lowest responsive and responsible bidder.

MOTIONS

Those matters included under the Motions category differ from the Consent Agenda in that items will be voted on individually. In addition, presentations will be made on each motion item if so desired.

Amendment to State Road 84 Interdistrict Corridor Requirements

(M-11)

A motion authorizing elimination or revision of the Interdistrict Corridor requirements for properties fronting on State Road 84 from Federal Highway to Interstate 95, which may include requirements for setbacks, yards, landscaping, sidewalks and architectural requirements pursuant to zoning in progress applicable to properties within this corridor that are zoned B-1, B-2, B-3, CF (Community Facility) or CR (Commercial Recreation). Notice of change of zoning in progress was published April 21, 2001.

Recommend: Introduce motion.

Exhibit: Memo No. 01-618 from City Manager.

Settlement of General Liability File GL 99-396A (Christian Sullivan)

(M-12)

A motion authorizing the settlement of General Liability File GL 99-396A (Christian Sullivan) in the amount of \$25,000.

Recommend: Introduce motion.

Exhibit: Memo No. 01-533 from City Manager.

Settlement of General Liability File GL 97-071 (Josephine Rhodes)

(M-13)

A motion authorizing the settlement of General Liability File GL 97-071 (Josephine Rhodes) in the amount of \$25,000.

Recommend: Introduce motion.

Exhibit: Memo No. 01-534 from City Manager.

City Commission Request for Review – Parking Reduction/ Site Plan/RAC-EMU – Luke Meyer, et al – The Waverly (PZ Case No. 39-R-01)

(M-14)

A motion to set a public hearing date of May 15, 2001 to review the application for parking reduction for The Waverly development. This parking reduction request was approved by the Planning and Zoning Board April 18, 2001 by a vote of 4-3. (Requested by Vice Mayor Katz)

Applicant: Luke Meyer, et al

Request: Parking reduction/site plan/RAC-EMU (Downtown Regional Activity Center – East Mixed Use)

Location: Northeast corner of North Federal Highway and East Broward Boulevard

Recommend: Introduce motion.

Exhibit: Memo No. 01-648 from City Manager.

PUBLIC HEARINGS

Certificate of Public Convenience and Necessity – USA Transportation, Inc.

(PH-1)

A public hearing to consider an application from USA Transportation, Inc. to operate three rental vehicles with chauffeurs over irregular routes within the City, pursuant to Sections 27-191 and 27-192 of the Code of Ordinances. Notice of public hearing was published April 19 and 26, 2001.

Recommend: Open hearing; close hearing; introduce resolution.

Exhibit: Memo No. 01-557 from City Manager.

Transmission of First Round

**2001 Comprehensive Plan Text Amendments – State Department of
Community Affairs (PZ Case Nos. 8-T-00, 10-T-00, 11-T-00 and 2-T-01)**

(PH-2)

A public hearing to consider the transmittal of the first round of text amendments of the 2001 Comprehensive Plan to the State Department of Community Affairs. Notice of public hearing was published April 21, 2001.

Recommend: Open hearing; close hearing; introduce resolution.

Exhibit: Memo No. 01-472 from City Manager.

CITIZEN PRESENTATIONS

Note: Each presentation scheduled under this category is limited to three (3) minutes.

1. The City Commission will hear from Mahendra P. Gupta on various issues.

Exhibit: Memo No. 01-658 from City Clerk.

ORDINANCES

**Amend ULDR (Chapter 47) –
Central Beach and Barrier Island Zoning District -
Include Garages as Part of Floor Area Ratio (FAR) (PZ Case No. 18-R-99)**

(O-1)

A public hearing to consider an ordinance to amend the Unified Land Development Regulations (ULDR) to require garages to be included as part of FAR calculations for nonresidential uses east of the Intracoastal Waterway. Ordinance No. C-01-15 was published March 10, 2001. On March 20, 2001, first reading was deferred to April 17, 2001 by a vote of 5-0. On April 17, 2001, first reading was approved by a vote of 5-0.

Applicant: City of Fort Lauderdale
Request: Amend ULDR to require garages to be included as part of FAR calculations for nonresidential uses east of the Intracoastal Waterway.

Recommend: Introduce ordinance on second reading, as revised.

Exhibit: Memo No. 01-624 from City Manager;
Memo No. 01-459 from City Manager; and
Memo No. 01-407 from City Manager.

**Amend Section 2-256 –
Nuisance Abatement Board – Notice Requirements and
Legislative Amendments to Florida Statute Section 893.138**

(O-2)

An ordinance amending Section 2-256 of the Code of Ordinances pertaining to the abatement of public nuisances within the City to provide for notice requirements, clarification, and the incorporation of legislative amendments to Section 893.138, Florida Statutes. Ordinance No. C-01-16 was published April 7, 2001, and passed on first reading April 17, 2001 by a vote of 5-0.

Recommend: Introduce ordinance on second reading.
Exhibit: Memo No. 01-642 from City Manager; and
Memo No. 01-576 from City Manager.

**Amend ULDR Sections 47-13 and 47-28 –
Downtown Regional Activity Center (RAC) Review Process
and Special Regulations – Provide for Additional Dwelling Units
and a Process for Approving Dwelling Units in the RAC (PZ Case No. 3-T-01)**

(O-3)

An ordinance amending Section 47-28 of the Unified Land Development Regulations (ULDR) of the City, amending Section 47-28.1, "Applicability; Conditions of Section 47-28, Flexibility Rules," and Section 47-13.20, "Downtown RAC Review Process and Special Regulations," to provide for additional dwelling units in the Downtown RAC. Ordinance No. C-01-17 was published April 7, 2001, and passed on first reading April 17, 2001 by a vote of 5-0.

Applicant: City of Fort Lauderdale, Office of Community and Comprehensive Planning
Request: Amend ULDR Sections 47-13 and 47-28 – Downtown RAC Dwelling Units

Recommend: Introduce ordinance on second reading.
Exhibit: Memo No. 01-634 from City Manager; and
Memo No. 01-453 from City Manager.

ORDINANCES

**Vacate a Portion of Flagler Avenue –
E. & B. Morley and T. & M. Tahmassebi (PZ Case No. 25-P-00)**

(O-4)

At the Planning and Zoning Board regular meeting on March 21, 2001, it was recommended by a vote of 8-0 that the following application be approved. Notice of proposed ordinance was published April 21, 2001.

Applicant:	E. & B. Morley and T. & M. Tahmassebi
Request:	Vacate a portion of Flagler Avenue abutting Lots 1 through 9, Block 59, Croissant Park, Plat Book 4, Page 28 and the Florida East Coast (FEC) Railroad.
Location:	Flagler Avenue, east of the FEC Railroad, between S.W. 18 Court and S.W. 20 Street

Recommend:	Introduce ordinance on first reading.
Exhibit:	Memo No. 01-622 from City Manager.

RESOLUTIONS

Plat Approval – Fort Lauderdale Housing Authority (PZ Case No. 35-P-00)

(R-1)

At the Planning and Zoning regular meeting on March 21, 2001, it was recommended by a vote of 7-1 that the following application be approved.

Applicant: Fort Lauderdale Housing Authority
Request: Plat approval
Location: Northwest intersection of S.W. 5 Place and S.W. 20 Avenue, along Interstate 95

Recommend: Introduce resolution.

Exhibit: Memo No. 01-583 from City Manager.

Note: Anyone wishing to speak on this item must be sworn in.

Plat Approval – Habitat for Humanity of Broward Plat No. 1 (PZ Case No. 29-P-00)

(R-2)

At the Planning and Zoning regular meeting on March 21, 2001, it was recommended by a vote of 8-0 that the following application be approved.

Applicant: Habitat for Humanity
Request: Plat approval
Location: North side of S.W. 9 Street, between S.W. 15 and 16 Avenues

Recommend: Introduce resolution.

Exhibit: Memo No. 01-582 from City Manager.

Note: Anyone wishing to speak on this item must be sworn in.

Parking Reduction – William H. Goodwin (PZ Case No. 178-R-00)

(R-3)

At the April 17, 2001 meeting, the City Commission adopted a resolution by a vote of 5-0 to schedule a public hearing to review the parking reduction request by William H. Goodwin.

Applicant: William H. Goodwin
Request: Parking Reduction
Location: 530 North Federal Highway

Recommend: Introduce resolution.

Exhibit: Memo No. 01-623 from City Manager; and
Memo No. 01-564 from City Manager.

Note: Anyone wishing to speak on this item must be sworn in.

RESOLUTIONS

Demolition of Buildings

(R-4)

At the January 20, 2000, February 15, 2001 and/or March 15, 2001 meetings of the Unsafe Structures and Housing Appeals Board, it was recommended that the City demolish the following buildings and assess the properties with costs.

- (1) 619 N.W. 3 Avenue
- (2) 738 N.W. 13 Terrace
- (3) 1709 Davie Boulevard

Recommend: Introduce resolution.

Exhibit: Memo No. 01-574 from City Manager.

Lot Clearing and Cleaning Charges

(R-5)

A resolution authorizing the imposition of liens against certain properties for costs associated with clearing and removal of debris located thereon.

Recommend: Introduce resolution.

Exhibit: Memo No. 01-584 from City Manager.

Building Board-Up and Securing Charges

(R-6)

A resolution authorizing the proper City officials to impose liens against such properties for costs associated with boarding and securing the buildings.

Recommend: Introduce resolution.

Exhibit: Memo No. 01-617 from City Manager.

Master Lease Agreement – SunTrust Leasing Corporation - Vehicles for the Personally Assigned Vehicle (PAVE) Program

(R-7)

A resolution authorizing the proper City officials to execute a master lease agreement with SunTrust Leasing Corporation for the purpose of financing up to \$10 million in equipment acquisitions during a three-year period. (Also see Item M-10 on this Agenda)

Recommend: Introduce resolution.

Exhibit: Memo No. 01-611 from City Manager.

Appointment of Special Counsel – Bruce W. Jolly - Purdy Jolly & Giuffreda – Nuisance Abatement Board

(R-8)

A resolution authorizing the appointment of Bruce W. Jolly of Purdy Jolly & Giuffreda to serve as special counsel for the Nuisance Abatement Board.

Recommend: Introduce resolution.

Exhibit: Memo No. 01-816 from City Attorney.
